

**NORTH DAKOTA STATE PLUMBING BOARD**  
**MEETING MINUTES**  
February 14, 2019

The North Dakota State Plumbing Board met on February 14, 2019, at 1:00 p.m., in conjunction with the North Dakota Association of Plumbing, Heating and Mechanical Contractors Convention at the Bismarck Ramada, 1400 E Interchange Avenue, Bismarck, ND, President Heather Jones presided.

Board members present were David Bruschwein – State Health Department, Dean Eman – Master Plumber, Jim Fristad – Mechanical Engineer and Heather Jones – Consumer Member.

Board member Jason Dirk was absent.

Staff members present were Brent Beechie – Chief Inspector, Scott Samuelson – Plumbing Inspector, Dean Staska – Plumbing Inspector and Kimberley Tomanek – Business Manager.

Others present were Clarence Kuntz – Mandan Northwest Pipe, Jerry Hoffarth and Joe Martin – Lunseth Plumbing, Travis Greff – H.A Thompson & Sons, Eric Babb – UA Local 300, Olaf Haugan – Essential Services, Gage DeGroot – City of Minot, Brady Blaskowski – City of Bismarck, Dustin Hillman – City of Fargo, Chris Plante – City of Grand Forks, David Romine – North Dakota Association of Plumbing, Heating and Mechanical Contractors, Lon Lessard and Ivan Maas – North Dakota State College of Science and Matt Marciniak – International Association of Plumbing and Mechanical Officials.

## **MINUTES**

President Jones called for the consideration of the minutes from the October 15, 2018 meeting.

Mr. Fristad clarified that the motion in regards to the 2018 Uniform Plumbing Code should be revised to state that a motion was made to move forward with the proposed amendments to the 2018 Uniform Plumbing Code, not a motion to approve the amendments to the 2018 Uniform Plumbing Code.

**MOTION:** Mr. Bruschwein made a motion to approve the minutes of the October 15, 2018 meeting as revised. Mr. Fristad seconded the motion and it was unanimously approved with board members Bruschwein, Eman, Fristad and Jones voting in favor.

## **YEAR-TO-DATE FINANCIAL STATEMENTS AND BUDGET**

President Jones called on Ms. Tomanek to review the financial statements and the Fiscal Year-to-Date Budget.

Ms. Tomanek presented the financial statements and the Fiscal Year-to-Date Budget.

**MOTION:** Mr. Bruschwein made a motion to approve the financial statements as presented. Mr. Eman seconded the motion and it was unanimously approved with board members Bruschwein, Eman, Fristad and Jones voting in favor.

## **NEW BUSINESS**

### **Certificates of Deposit**

President Jones called on Ms. Tomanek to discuss the Certificates of Deposit.

Ms. Tomanek indicated that the two \$100,000.00 CDs at Plains Commerce Bank mature on June 5, 2019 and requested direction on how the Board would like to proceed with the funds.

**MOTION:** Mr. Eman made a motion to reinvest the funds at the banking institution that offers the best return on the investment. Mr. Bruschwein seconded the motion and it was unanimously approved with board members Bruschwein, Eman, Fristad and Jones voting in favor.

### **Apprentice Plumber License Renewal**

President Jones called on Ms. Tomanek to review the Apprentice Plumber License Renewal.

Ms. Tomanek explained that Olaf Haugan was issued a 1<sup>st</sup> Year Apprentice license in March of 2011 and has accumulated 4944 hours, which makes him a 3<sup>rd</sup> Year Apprentice. In January of 2019 Olaf Haugan's dad, Calvin Haugan, called to renew both of their licenses. Calvin Haugan is a licensed Master Plumber. She continued by saying that after reviewing the notes in Olaf Haugan's file, which include a documentation of a study guide and code book to be sent to Olaf Haugan at the Jamestown Correction Center in December 2017. Ms. Tomanek indicated that she would send Olaf Haugan a 2019 renewal form and to be aware that the form requests a letter of explanation for any felonies. She also informed Calvin Haugan that any letters of support may also be submitted. Ms. Tomanek concluded by saying that a letter of explanation from Olaf Haugan and a letter of support from Calvin Haugan were received on February 7, 2019.

Mr. Beechie stated that Olaf Haugan is in attendance at the meeting.

Mr. Haugan provided an explanation of the timeline of events and the outcome. He said that he has the support of his probation officer and he wants to get back to work and be a constructive part of the community.

There was some discussion among the board members about how to proceed and the general consensus was to acquire more information before a decision can be made.



**MOTION:** Mr. Eman made a motion to table the license renewal until an Attorney General's opinion is received. The motion failed for lack of a second.

There was more discussion between the board members and Mr. Haugan about the timeline of events.

Mr. Haugan offered to obtain a letter from his probation officer and his counselor to submit to the Board.

**MOTION:** Mr. Bruschein made a motion to table the license renewal until additional information is gathered that includes a letter from the probation officer and counselor and an Attorney General's opinion. Once all the information is received a special meeting can be scheduled. Mr. Fristad seconded the motion and it was unanimously approved with board members Bruschein, Eman, Fristad and Jones voting in favor.

### **Continuing Education Requirements for Minnesota Plumbers**

President Jones called on Mr. Beechie to talk about the Continuing Education Requirements for Minnesota Plumbers.

Mr. Beechie stated that he is unsure if Minnesota and Montana are honoring North Dakota Continuing Education, but North Dakota is still honoring Continuing Education from Minnesota and Montana. He said that he would like to see continuing education included in the reciprocity agreements to make things fair for all plumbers.

It was the general consensus of the board that staff will research the current reciprocity continuing education agreements with and between South Dakota, Montana and Minnesota and report back at a future meeting.

## **REPORTS**

### **2018 Uniform Plumbing Code Adoption**

President Jones called on Mr. Beechie to review the progress with the 2018 Uniform Plumbing Code Adoption.

Mr. Beechie explained that the process is moving forward and currently the proposed amendments and recommendations are being discussed with International Association of Plumbing and Mechanical Officials (IAPMO) representatives. He concluded by saying the public hearing for the Administrative Rule change will mostly likely be held at the June meeting, which will make the effective date October 1, 2019 or January 1, 2020.

### **2019 Legislative Bills**

President Jones called on Mr. Beechie to discuss the 2019 Legislative Bills.

Mr. Beechie provided an update on HB1253 – A BILL for an Act to amend and reenact section 12.1-33-02.1 of the North Dakota Century Code, relating to a criminal conviction and state licensure; HB1275 - A BILL for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to limitations on the adoption of administrative rules; HB1523 - A BILL for an Act to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to the operating fund balances of state agencies, departments, and institutions; to amend and reenact sections 4.1-44-03, 4.1-52-11, 4.1-72-07, and 54-44-12 of the North Dakota Century Code, relating to funds and accounts of agriculture commodity groups, occupational and professional boards, associations, and commissions, and to provide an effective date; SB2010 - A BILL for an Act to provide an appropriation for defraying the expenses of the insurance commissioner; and to provide an appropriation for the distribution of funds from the insurance tax distribution fund; SB2126 - A BILL for an Act to amend and reenact section 43-51-06 of the North Dakota Century Code, relating to licensure of foreign practitioners of occupations and professions; SB2127 - A BILL for an Act to create and enact section 43-51-11.2 of the North Dakota Century Code, relating to regulation of the practice of occupations and professions by military dependents; and to amend and reenact sections 15.1-13-17, 27-11-01, 43-51-01, and 43-51-11.1 of the North Dakota Century Code, relating to regulation of occupations and professions; SB2241 - A BILL for an Act to provide a legislative management study relating to regulating the installation, maintenance, testing, and repair of sewage treatment systems; SB2306 - A BILL for an Act to create and enact a new section to chapter 43-51 of the North Dakota Century Code, relating to occupational licensure of military members and military spouses; to amend and reenact sections 43-51-01, 43-51-11, and 43-51-11.1 of the North Dakota Century Code, relating to occupational licensure of military members and spouses; to provide for a report to the legislative management; and to provide for a legislative management study; and SB 2353 - A BILL for an Act to create and enact chapter 43-63 of the North Dakota Century Code, relating to uniform regulation of occupations and professions; to amend and reenact subsection 4 of section 54-10-01 and section 54-10-27 of the North Dakota Century Code, relating to duties of the state auditor; to provide a penalty; to provide for a legislative management study; and to provide an effective date.

There was a brief discussion between board members and staff about the legislative bills.

**MOTION:** Mr. Fristad made a motion to allow Mr. Beechie the authority to testify against HB1253, HB1275, HB1523, SB2010, SB2126, SB2127, SB2306 and SB2353 on behalf of the North Dakota State Plumbing Board. Mr. Eman seconded the motion and it was unanimously approved with board members Bruschwein, Eman, Fristad and Jones voting in favor.

### **Inspectors and Attendees from Local Jurisdictions**

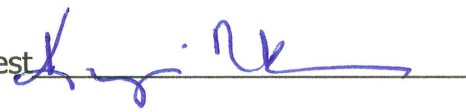
President Jones called on Mr. Samuelson and Mr. Beechie – North Dakota State Plumbing Board, Gage DeGroot – City of Minot, Brady Blaskowski – City of Bismarck, Chris Plante – City of Grand Forks, Dean Staska – North Dakota State Plumbing Board and Dustin Hillman




**ADJOURNMENT**

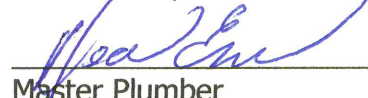
**MOTION:** Mr. Eman made a motion to adjourn the meeting. Mr. Bruschwein seconded the motion and it was approved with board members Bruschwein, Fristad and Jones voting in favor.


The meeting adjourned at 2:59 p.m., to meet again on June 25, 2019 in Bismarck for a regular meeting.

Attest 

  
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Mechanical Engineer

  
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State Department of Environmental Quality

  
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Master Plumber

  
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Journeyman Plumber

  
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Consumer Member